

May 5, 2020
Regular Meeting

The Deuel County Commissioners met in regular session on Tuesday, May 5 at 9:00 a.m. with Chairman Jaeger presiding through Zoom, an online meeting platform. This platform is used for Commission meetings due to the coronavirus and to slow the spread of COVID-19. Those present through video were Commissioners DeJong, Rhody, Jaeger, Kreutner and Homan. Also present was Auditor Mary Korth. The meeting was recorded through the Zoom platform. The meeting began with prayer and virtual Pledge of Allegiance. Commissioner Jaeger announced that because the meeting was held on a virtual platform, any and all votes will be approved by roll call only.

Approval of Agenda

1) DeJong moved, seconded by Homan to approve the agenda as presented. Roll call vote, all yea and the motion carried.

Approval of Minutes:

2) Rhody moved, seconded by Kreutner to approve the minutes of the regular meetings of April 7 and 21 and Special Meeting April 14. Roll call vote, all yea and the motion carried.

APPOINTMENTS

9:00 Highway Superintendent Jamie Hintz

Hintz met with the Commissioners to discuss highway related issues.

The SDDOT requires a signed amendment for Emergency Relief Agreement #614969. This original agreement was the Joint Force Account Agreement for the 2019 Event B and Detailed Drainage Inspection Reports signed for the reimbursement for repairs to 188th Street 3.5 miles east of Brandt. This amendment adjusts the date from 2019 to 2020 to continue the work.

3) DeJong moved, seconded by Homan to approve and sign the Emergency Relief Agreement #614969 Amendment for the South Dakota Dept. of Transportation. Roll call vote, all yea and the motion carried.

Discussion was held on the wind tower companies and their use of roads. There is much truck traffic doing a lot of damage especially to County Rd #1. Residents in the area feel there isn't enough being done to get the roads passable for vehicles. Safety issues like signage and speed limits are also being examined. Other roads such as by Moritz are going to be facing the same issues. Hintz has a pending meeting with some officials and concerned residents in the area in hopes to come up with some agreements and solutions. While this work is being done, expectations need to be lower according to Chairman Jaeger. When the project is completed, the road will need extensive repair and there are hopes it will be a good road. County road 513 and 310 are being watched closely as it is all new blacktop. Hintz doesn't want to see damage to those roads. Further discussion was held on several other roads in the area of the wind tower project. Recent rains are further complicating the issues. Many roads all over the county are being adversely affected by high water tables and the frost coming out.

Hintz presented the new Local Federal Bridge Replacement program separate from the BIG Program. The application for this program is due June 12, 2020. It is set up for 81.95% federal funds with 18.05% match. It details bridges in need of replacement for Deuel County. It furthermore covers a bridge removal project if approved by resolution from the Board by July 1. Hintz had been in on a Skype meeting concerning the bridge program and they asked Deuel to pick the three worst bridges in the County. Hintz stated Deuel is a progressive county already

repairing the three worst bridges so he hopes because if the need is lower that Deuel wouldn't be put lower on the priority list. He suggested on road #375 in Norden Township, a wooden structure built in 1970 would be a good candidate. Hintz will come up with photos and more information for next meeting before the application is due.

Hintz further went on about budget concerns for his department. There is a 10 mile overlay project happening on roads near Brandt and Toronto. The cost is nearing one million dollars. To satisfy the needs of the highway department, there may have to be a budget supplement because of this project. The three bridge projects being completed in the County are also affecting budgets greatly. Hintz is still looking for gravel as he is still using Foster's Pit but hauling several miles to the projects. He has received no bids but has been approached recently from a supplier and will bring that information to the next meeting.

In a prior meeting the stop sign at the intersection of Roads #314 and #519 east of Brandt was discussed. Commissioner Rhody suggested a lighted flashing sign would be the safer option. He feels we need to err on the side of safety. Hintz was concerned about vandalism to an expensive sign. Rhody suggested a trial period to see how it would go. Sheriff Borg was present and said there is heavy deputy presence in the area. A flashing lighted stop sign is \$1500 each and is suppose to be vandal-proof according to Hintz. Discussion was held on other safety measures. 4) Rhody motioned, seconded by DeJong to change the stop sign to flashing stop signs on the intersection of road #314 and #519 on a trial basis for one year. Roll call vote, all yea and the motion carried.

9:30 Emergency Management Sheila Monnier

Monnier met with the Commissioners to discuss several issues and give updates. She has applied for a grant for AEDs for the courthouse and other county buildings and presented some information on prices of the AEDs.

Monnier, as well as the commissioners received a letter from Crystal Spring Rodeo asking for support from the Board to continue with plans for rodeo this year. Monnier has reached out to State officials and health departments for guidance letting them know about the event. CDC guidelines change daily as well. She will report on a recommendation after she gets her information. No discussion or decisions will be made until the Board hears from Emergency Manager Monnier after she receives word from health officials as well as Governor Noem's Office. A special commission meeting will likely be scheduled for next week, May 12th.

Monnier expressed her concerns about opening the courthouse as we have limited staff and we need to keep employees safe. Knight was present for discussion and several towns are opening up but area courthouses are not. Government is a non-profit business and need to keep limited staff as safe as possible with upcoming events that are essential. Many businesses have been opening and following CDC guidelines. The nursing home and hospital will continue to be closed as well as closed to visitors at this time. Discussion was held on many of the issues facing the employees of Deuel County and the citizens of the County and the effects of COVID-19 going forward.

9:45 Sheriff Cory Borg

Borg met with the Commissioners to discuss several issues. Borg received a jail contract from Roberts County with a rate increase from \$70 per day to \$80 per day to cover costs. Juvenile Detention Center would be raised to \$195 per day. Non contract prices are much higher. Beadle and Codington counties also have jail contracts with Deuel. 5) Rhody moved, seconded by DeJong to approve the increase and jail contract with Roberts County. Roll call vote, all yea and the motion carried.

Borg went on to discuss the Reserve Program and thoughts on adding an additional reserve officer. Currently Borg has two reserves and is training a third. He is hoping to add a fourth. They are a valuable addition to the Sheriff's Office and help with transports, events, etc. He says there is great benefit to the reserve program. With the pandemic in place reserves can cover shifts if deputies would become ill. Normally a reserve cannot fill in for a regular deputy. 6) Kreutner moved, seconded by Homan to advertise and add a fourth reserve officer for the Sheriff's Department. Roll call vote, all yea and the motion carried.

Borg also requested additional dispatch staff for Rodeo Week in anticipation that the Rodeo would be held. 7) Rhody moved, seconded by DeJong to hire Carol Kockx as part time temporary dispatcher during Crystal Springs Rodeo to work June 25 and 26 at \$15.20/hr. Roll call vote, all yea and the motion carried. Further discussion was held on Crystal Springs Rodeo and Borg's feelings on hiring a temporary deputy. Due to the pandemic, K9 training was postponed and now is scheduled to resume June 1st therefore the K9 officer will not be available to help with rodeo. Borg needs a part time temporary deputy to cover the rodeo. Mike Burns has had experience in covering rodeo in previous years and he is certified. 8) DeJong moved, seconded by Kreutner to hire Mike Burns for \$20.00 per hour as temporary deputy to cover Rodeo from June 24 through 27. Roll call vote, all yea and the motion carried.

Kreutner asked Borg what his thoughts were on holding the rodeo. Borg fully supports the rodeo and feels that life does need to move on as well. He also feels people need to make their own decisions. Further discussion was held.

10:30 Drainage Board/Claremont Colony

9) Kreutner moved, seconded by Homan to adjourn as County Commission and reconvene as Drainage Board. Roll call vote, all yea and the motion carried.

Jonathan Wollman of Claremont Colony was present by teleconference.

Claremont Colony requested a permit to drain on the S1/2 of 31-115-50. Proposed length of the drain is 164,393 feet using 4-5-6-8-10-12" tile, Area affected for drainage will be 232 acres. This drainage project crosses counties and area landowners were not required to sign off permission to drain. However, Deuel County landowners gave verbal permission to drain. 10) Kreutner moved, seconded by Homan to approve and issue Drainage Permit #D20-15 to Claremont Colony to drain on above described property. Roll call vote, all yea and the motion carried.

11) Rhody moved, seconded by DeJong to adjourn as Drainage Board and reconvene as County Commission. Roll call vote, all yea and the motion carried.

11:00 State's Attorney John Knight

State's Attorney John Knight met with the Commissioners to discuss several issues.

Discussion was held on polling locations within the County for the June 2 primary. Because of deadlines with the Secretary of State's Office, the County Auditor set the polling locations with the State in mid-April. As this was during the pandemic with a very unknown future, the decision was made to decrease polling locations from ten to one. All voters who want to vote in the primary election June 2, 2020 will be asked to do so at the Clear Lake Community Center in Clear Lake, SD. Each voter precinct will still be set up at that location for ballots to count for each precinct; however there likely will be limited amount of poll workers depending on the future of the pandemic and what the CDC will recommend for social distancing. All sanitation practices will be implemented and the number of walk in voters will be monitored. Auditor Korth highly recommends that if you want to vote in the Primary Election to utilize the vote by mail system. The Secretary of State mailed absentee ballot request forms to every

registered voter in South Dakota. This would decrease the wait and the lines at the poll at the Clear Lake Community Center on June 2.

12) Rhody moved, seconded by Kreutner to approve and sign Resolution #2020-10 - a Resolution to Establish Precincts for the Primary Election to be Held in 2020. Roll call vote, all yea and the motion carried.

#2020-10
RESOLUTION TO ESTABLISH PRECINCTS
FOR THE PRIMARY ELECTION TO BE HELD IN 2020

WHEREAS, the Board of County Commissioners of Deuel County, South Dakota, is required by the provision of SDCL 12-14-1 to provide for election precincts throughout the County and shall designate polling places within such precincts, and

WHEREAS, a Primary is to be held on June 2, 2020, and where the Board of County Commissioners may determine it would be in the best interest of the County taxpayers to combine voting locations for the said election.

BE IT ALSO RESOLVED, that the Deuel County Commissioners, County of Deuel, South Dakota, does hereby amend Resolution 2020-05 that had the established 2020 Primary Precincts and voting locations.

NOW, THEREFORE, BE IT RESOLVED that the Deuel County Commissioners hereby adopts the following voting locations for all Precincts in Deuel County for the Primary Election to be held on June 2, 2020.

<u>Precinct Name</u>	<u>Polling Location</u>
# 1 Altamont, Portland & Lowe Twps. Altamont , Inc.	Clear Lake Community Center Clear Lake
# 3 Brandt & Norden Twps. Brandt, Inc.	Clear Lake Community Center Clear Lake
# 4 Clear Lake, Inc. – Ward 1	Clear Lake Community Center
# 5 Clear Lake, Inc. – Ward 2	Clear Lake
# 6 Clear Lake, Inc. – Ward 3	
# 7 Goodwin Township, Goodwin, Inc., Rome Twp.	Clear Lake Community Center Clear Lake
# 8 Glenwood, Herrick & Antelope Valley Twps. Gary, Inc.	Clear Lake Community Center Clear Lake

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| # 9 | Havana. Clear Lake & Hidewood Twps. | Clear Lake Community Center
Clear Lake |
| #10 | Scandinavia Twp. and Astoria, Inc. | Clear Lake Community Center
Clear Lake |
| #11 | Blom and Grange Twps.
Toronto, Inc. | Clear Lake Community Center
Clear Lake |

Dated this 5th day of May, 2020.

ATTEST

Gary Jaeger, Chairman
Deuel County Board of Commissioners

Mary Korth, Deuel County Auditor

Discussion was also held on procedure to open up Deuel County businesses. After new developments within infection rates and recoveries from reports from the SD Department of Public Health and Governor Noem’s office; and after discussion with mayors and officials in Deuel County, a resolution was presented to dictate procedures going forward for Deuel County businesses. 13) Kreutner moved, seconded by Jaeger to approve and sign Resolution #20-11 as follows. Roll call vote, all yea and the motion carried.

RESOLUTION No. 20-11

WHEREAS, Governor Kristi Noem issued her Executive Order 2020-20 on the 28th day of April, 2020, regarding a Back to Normal Plan; and

WHEREAS, scientific data and expertise indicate that the potential demand of hospitals due to the novel coronavirus has been reduced; now therefore,

IT IS HEREBY RESOLVED that Resolution No. 2020-08 dated the 26th day of March, 2020, is hereby amended as follows:

- that all businesses and organizations may reopen provided social distancing (6') is maintained as recommended by the CDC and thereby reduce the spread of COVID-19; and
- that it is understood that the ability of businesses, employers, healthcare providers, individuals and local governments to exercise personal responsibility and common sense will help reduce future business and social disruption; and
- that all businesses and organizations within the county shall maintain business practices that comply with the State of South Dakota Executive orders, guidelines, regulations and administrative rules and statutes to therefore slow the spread of COVID-19; and
- that this Resolution amending the County's earlier Resolution No. 2020-08 is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the County of Deuel, South Dakota, its agencies, departments or entities, or its agents, employees or officers or any other person; and
- that all provisions set forth in Resolution No. 2020-08 which is not contrary to the amendments set forth hereinbefore shall remain in full force and effect at all times hereafter.

IT IS FURTHER RESOLVED that this Resolution is necessary for the immediate preservation of the public peace, health, safety and welfare of the County and its residents, and therefore, shall take effect May 6, 2020.

Dated this 5th day of May, 2020.

COUNTY OF DEUEL

ATTEST

Gary Jaeger, Chairman
Deuel County Board of Commissioners

Mary Korth, Deuel County Auditor

Much discussion was held on the continued closing of the Deuel County Courthouse to the public as many businesses in Deuel County are re-opening in accordance to the back to normal plan. Many other counties and their officials feel the re-opening of courthouses is a bit premature. There is limited staff in the courthouse to cover if anyone were to become ill. The Board thought it best to approach the subject after monitoring how other businesses in the area and surrounding areas are affected with reopening, but bring back full staff for working.

14) DeJong moved, seconded by Rhody to continue the closure of the Deuel County Courthouse, Extension Office and Highway (office only) to the general public to contain the spread of COVID-19. The courthouse building and outlying county buildings and offices will be closed to the public and the decision on extending the closure will be re-evaluated by the Board on May 19th. Department heads will be instructed to call their workers back at full staff at full hours going forward. All offices will be fully staffed and business will be conducted through phone or email if possible, or by appointment in special circumstances. Roll call vote, all yea and the motion carried.

Public Comments

Comments from the public were welcome through obtaining a Zoom meeting code through the Auditor's Office or by call in. There were no public comments at this meeting.

UNFINISHED BUSINESS

Courthouse Windows

Discussion was held on window replacement for the courthouse. Commission Rhody had Glass Products of Watertown present a bid. They have experience and have done the Codington

County Courthouse. Glass Products set up a time to look at Deuel County's courthouse after the meeting. Brian's Glass and Midwest Glass were both companies interested as well.

Commissioner DeJong reported the courthouse basement mold has been removed with the final room being completed today. The ceiling tiles in the EM room have been removed and DeJong will be looking at different types of replacement tiles and bring quotes to the next meeting. Flooring was also discussed.

NEW BUSINESS

Approve Cash Balance Sheet

15) Homan moved, seconded by Kreutner to approve the cash balance sheet for the month of April. Roll call vote. All voted yes and motion carried.

DEUEL COUNTY AUDITOR'S ACCOUNT WITH TREASURER

END OF MONTH CASH BALANCE	APRIL 2020
CASH TOTAL	\$ 995.00
CHECKS TOTAL	\$ 107,553.06
CASH ITEM	\$ 0
CASH CHANGE SHERIFF	\$ 50.00
TOTAL CASH ASSETS ON HAND	\$ 108,598.06
CHECKING ACCOUNT BALANCE	\$1,124,371.38
MM DNB NATIONAL BANK	\$ 4,062.91
PREMIUM MM FIRST BANK & TRUST OF TORONTO	\$6,808,342.05
CREDIT CARDS	\$ 85.00
CD'S \$250,000 DNB	\$ 250,000.00
FIRST BANK & \$0 TRUST	
REVOLVING LOAN	\$ 117,560.16

GRAND TOTAL CASH

ASSETS **\$8,413,019.56**

GL CASH BALANCE BY FUNDS:

GENERAL \$3,453,648.05

SP REVENUE FUNDS \$2,609,433.31

TRUST & AGENCY
FUNDS \$2,349,938.20

townships \$161,536.64 cities \$215,872.39

schools \$1,802,427.30 rural fire \$30,086.50

TOTAL GENERAL LEDGER

CASH **\$8,413,019.56**

Malt Beverage-State Line Bar, Courthouse Lighting Amount, Change Meeting Date

16) Kreutner moved, seconded by DeJong to approve the renewal package On-Off-Sale Malt Beverage application for State Line Bar & Grill Inc. in Cook's Point Addition in NE1/4 of 4-114-47 for 2020-2021. Roll call vote, all yea and the motion carried.

17) Rhody moved, seconded by Homan to approve an additional amount for the lighting in the Courthouse by Stee Electric in the amount of \$6529.19. Roll call vote, all yea and the motion carried.

18) DeJong moved, seconded by Kreutner to change the date of the first meeting in June to Thursday, June 4 due to the Primary Election being held Tuesday, June 2. Roll call vote, all yea and the motion carried.

Applications for Abatements of Taxes

An application for abatement of taxes was received from David Ross for record #4937 the S1/2 Lot 8 and Lots 9-12 & S1/2 Lot 13 Blk 22, Original Plat, Toronto. Ross stated on the application that on April 25th of 2019 the house at the described location had burned and was a total loss. The value of the lots is 7000. 19) Kreutner moved, seconded by Rhody to abate the taxes on the house value of 52678 for eight months (prorate after fire) and assess taxes on the value of the lots for 2019 payable 2020 on record #4937 as described above. Roll call vote, all yea and the motion carried.

An application for abatement of taxes was received from Mike Hinsvark for record #4655 the NE1/4NE1/4 & less Wells Add & Less Reihes Add & Less Street Adj Add in 9-115-47 City of Gary Agland. Hinsvark stated he has been taxed at the city levy and it should only be township as he has never been annexed into the city. Assessor Rhody has changed this for taxes going forward 2020 payable 2021. Assessor Rhody was present for discussion. Research was done and it is found that this parcel is not in city limits and should be taxed at township level. 20) Kreutner moved, seconded by Homan to abate the taxes on the city levy and assess it at township levy for 2019 due 2020 on record #4655 as described above Roll call vote, all yea and the motion carried.

An application for abatement of taxes was received for W156'E364' of Lot 1 Westside Acres in 21-115-49. This is the Deuel County Highway 22 West building and is tax exempt. 21) Rhody moved, seconded by DeJong to abate all the taxes on record #1624 as described above. Roll call vote, all yea and the motion carried.

APPROVAL OF WARRANTS:

22) Homan moved, seconded by Kreutner to approve all warrants as presented and those paid early to avoid service charge. Roll call vote, all yea and the motion carried. *Warrants to:* A&B Business Solutions 132.80 , A-Ox Welding Supply Company In 45.39 Rental, At&T Mobility 381.25 Cell Phones, Banner Associates Inc 931.00 Engineering Service, Bjerke Sanitation 230.00 Utilities, Brian's Glass & Door Inc 250.00 Repairs, Credit Collections Bureau 69.70 Co Assist, Clear Lake Building Center 23135.40 Pro Service, City Of Clear Lake 265.92 Utlities, Clear Lake Courier 1541.51 Publishing/Pro Service, Clear Lake Veterinary Clinic 42.50 Pro Service, Deuel County Farmers Union Oil 3018.34 Repairs/Supplies/Utilities, Deuel County Motor Supply Inc 237.48 Repair/Supplies, Dust-Tex Service Inc 108.84 Rental, Ecolab Pest Elimination Div 54.00 Pro Service, Galls, Llc 360.80 Minor Equip, Hillyard/Sioux Falls 3679.68 Supplies/Equipment, Itc 2260.45 Utilities, Kennedy Pier Loftus & Reynolds 151.50 Pro Service, Kibble Equipment Llc 951.47 Repairs, Lyle Signs Inc 66.57 911 Supplies, Blue Tarp Financial, Inc 257.56 Repairs/Supplies, Matthew Bender & Co., Inc. 58.44 Books, Maynards 70.21 Supplies, Mcleod's 805.96 Supplies, Menards 332.87 Repairs/Supplies, Minnehaha Co Auditor 31.39 Mental Ill Board, Missouri Dept. Of Health & 13.00 Supplies, Michael R Meyer 1259.36 Pro Service, Byron Nogelmeier 105.00 24/7 Due To State, Norden Twp Gopher Bounty 274.00 Gopher Bounty, Northwestern Energy 1107.86 Utilities, Office Peeps Inc 1321.48 Supplies, Ottertail Power Co 26.88 Utilities, Overhead Door Co Of Wtn Inc 2085.00 Repair, Performance Towing 147.50 Pro Service, Pomp's Tire Service 3238.10 Repair/Supplies, R&C First Aid 300.00 Supplies, Rc Technologies 150.00 Utilities, Sanford Health 71.00 Pro Service, Sanford Health Plan 35.00 Flex, Sanford Clinic 2805.00 Health Nurse Contract, Dean Schaefer Court Reporting 30.00 Pro Service, Sd Dept Of Transportation 1915.89 Fuel, Sdhsc 1752.44 Pro Service, Sioux Falls Two Way Radi 304.90 Supplies, Star Laundry 131.80 Rental, Stee Electric Llc 12144.96 Supplies/Pro Service, Sturdevant's Auto Parts 22.85 Repairs, Transource Truck & Equip Inc 182.71 Repair, Tri State Water Inc 23.50 Supplies, Twin Valley Tire Inc 310.10 Repair, Ultra-Connecting Point 481.00 Supplies/Pro Service, Veeders Collision 3489.00 Repairs, Wheelco Truck & Trailer Parts 392.24 Supplies. Payroll: Commissioners 8697.25, Election 132.92, Auditor Office 13251.41, Treasurer Office 8255.61, State's Atty Office 7652.80, Gen Building 4132.66, Dir of Equal Office 12902.61, Reg of Deeds Office 7056.24, VSO 1216.55, GIS 659.45, Sheriff's Dept 28662.81, County Assist 398.74, 4-H 2424.25, Extension 1493.91, Weed 1493.91, Drainage 113.90, Zoning 3757.68, Hwy Dept 64000.13, Emerg Mngmt 4020.47, DNB National Bank 12.94 Payroll Proc.

23) Kreutner moved, seconded by Homan to adjourn. Roll call vote. All voted yes. Meeting adjourned.

Mary J Korth, County Auditor
Published One Time at the Approximate Cost of _____.

Gary Jaeger, Chairman